

OFFICE OF THE CITY ATTORNEY

Elizabeth L. Schoedel (WSBA #20240)
Salvatore J. Faggiano (WSBA #15696)

Assistant City Attorneys
808 W. Spokane Falls Blvd.
Spokane, Washington 99201
Telephone: (509) 625-6225

BARON & BUDD, P.C.

Scott Summy, TX Bar No. 19507500 (*Pro Hac Vice*)
Carla Burke, TX Bar No. 24012490 (*Pro Hac Vice*)
Celeste Evangelisti, CA Bar No. 225232 (*Pro Hac Vice*)
Brett Land, TX Bar No. 24092664 (*Pro Hac Vice*)
Cary McDougal, TX Bar No. 13569600 (*Pro Hac Vice*)
Alicia Butler, TX Bar No. 00797823 (*Pro Hac Vice*)
3102 Oak Lawn Avenue, Suite 1100
Dallas, Texas 75219
Telephone: (214) 521-3605

John P. Fiske, CA Bar No. 249256 (*Pro Hac Vice*)
Jason J. Julius, CA Bar No. 249036 (*Pro Hac Vice*)
11440 West Bernardo Court, Suite 265
San Diego, CA 92127
Telephone: (858) 225-7200
[Additional Counsel Listed on Signature Page]

Attorneys for Plaintiff City of Spokane

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

CITY OF SPOKANE, a municipal
corporation located in the County of
Spokane, State of Washington,

Plaintiff,

v.

MONSANTO COMPANY, et al.

Defendants.

Case No.: 2:15-cv-00201-SMJ

**PLAINTIFF CITY OF SPOKANE
WITNESS LIST**

1 Plaintiff, City of Spokane, by and through its undersigned counsel, hereby serve
2 this witness list pursuant to the Court's August 6, 2019, Scheduling Order (ECF 307).

3 Plaintiff reserves the right to call witnesses not listed below as necessary to lay a
4 sufficient foundation for the authentication and admission of documentary evidence at
5 trial, to the extent the parties are unable to reach agreement. Depositions in this case are
6 ongoing, and Plaintiff reserves the right to amend its summary of anticipated testimony
7 based on such testimony.
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10 Plaintiff hereby identifies and incorporates the descriptions regarding the
11 individuals identified as Fact or Expert Witnesses in Defendants' witness list. Plaintiff
12 reserves the right to supplement this list to include witnesses to rebut the testimony of any
13 witnesses Defendants subsequently disclose.
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15 **I. Michael Coster**

16
17 Mr. Coster is the Plant Manager of the City of Spokane's Riverside Park Water
18 Reclamation Facility. Mr. Coster lives in the Spokane, Washington area. Mr.
19 Coster may be called as a fact witness and as a non-retained expert. Mr. Coster
20 has no known time conflicts during the first two weeks of April 2020.
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22 Mr. Coster may testify regarding the following subjects: operation,
23 maintenance, repairs, and capabilities of Spokane's Riverside Park Water
24 Reclamation Facility ("RPWRF"), including expectations regarding operation
25 of the Next Level Treatment ("NLT") system; the City's records at RPWRF;
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1 the City of Spokane's decision and expectation to operate the NLT system
2 during the non-critical season; monitoring, testing, and inspections at RPWRF;
3 policies, requirements, and enforcements relating to RPWRF discharge; and the
4 City's practices for handling biosolids,; including relevant permits and
5 permitting requirements. Mr. Coster may also testify as necessary to rebut
6 statements or accusations made by Defendants, Defendants' witnesses, or
7 Defendants' lawyers at trial.
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10 **II. Marcia Davis**

11 Ms. Davis is the Principal Engineer in the City of Spokane's Integrated Capital
12 Management Department. Ms. Davis lives in the Spokane, Washington area.
13 Ms. Davis may be called as a fact witness and a non-retained expert. Ms. Davis
14 has no known time conflicts during the first two weeks of April 2020.
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16 Ms. Davis may testify regarding the following subjects: operations and
17 maintenance of the City of Spokane's conveyance system; capital design,
18 planning, operation, and execution of projects relating to the City's conveyance
19 system; policy, permitting requirements, and permitting enforcement relating to
20 discharge from the conveyance system; expenses relating to and funding of
21 capital improvement projects relating to the City's conveyance system,
22 including expenses for projects that address PCBs; the City's actions to study,
23 investigate, and address PCBs, including the City's investigation to determine
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1 whether mushrooms can break down PCBs; and the City's approach and
2 decisions relating to capital improvement projects relating to the conveyance
3 system. Ms. Davis may also testify as necessary to rebut statements or
4 accusations made by Defendants, Defendants' witnesses, or Defendants'
5 lawyers at trial.
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7 **III. Lars Hendron**
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9 Mr. Hendron is a Principal Engineer of the City of Spokane's Wastewater
10 Management Department. Mr. Hendron lives in the Spokane, Washington area.
11 Mr. Hendron may be called as a fact witness and as a non-retained expert. Mr.
12 Hendron has no known time conflicts during the first two weeks of April 2020.
13 Mr. Hendron may testify regarding the following subjects: operation,
14 maintenance, and capabilities of RPWRF, including expectations regarding
15 operation of the NLT system; the design of, planning, expected operation, and
16 testing relating to the NLT system; the City of Spokane's decision and
17 expectation to operate the NLT system during the non-critical season;
18 monitoring, testing, and inspections at RPWRF; policies, requirements, and
19 enforcements relating to RPWRF discharge; the City's historical knowledge
20 regarding the presence of PCBs in its conveyance systems and in the Spokane
21 River; the City's plans and actions to address PCBs in its conveyance systems;
22 the events leading to the City's decision to focus on reducing the discharge of
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1 PCBs into the Spokane River; the City's actions to comply with the Riverkeeper
2 Consent Decree relating to PCBs; the City's involvement in the Spokane River
3 Regional Toxics Task Force; the City's understanding of the presence of PCBs
4 in the Spokane River; the NPDES permitting requirements relating to the City's
5 discharge of stormwater, wastewater, and combined sewer overflows, and the
6 City's compliance with such permits; the City's analysis and understanding of
7 the sources of PCBs in the Spokane River; and the events leading to the issuance
8 of a NPDES permit with a narrative requirement rather than a quantitative limit
9 for the discharge of PCBs. Mr. Hendron may also testify as necessary to rebut
10 statements or accusations made by Defendants, Defendants' witnesses, or
11 Defendants' lawyers at trial.
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15 **IV. Marlene Feist**
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17 Ms. Feist is the Director of Strategic Development in the City of Spokane's
18 Public Works Department. Ms. Feist lives in the Spokane, Washington area.
19 Ms. Feist will not be called as an expert. Ms. Feist has no known time conflicts
20 during the first two weeks of April 2020.
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22 Ms. Feist may testify regarding the following subjects: the City's plans,
23 decisions, and actions to reduce the discharge of PCBs into the Spokane River
24 since the mid-2000s; the NPDES permitting requirements relating to the City's
25 discharge of stormwater, wastewater, and combined sewer overflows into the
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1 Spokane River, and the City's actions to comply with such permits; the City's
2 understanding of and communications relating to the Washington water quality
3 standard for PCBs; the City's governing authority, management, and
4 operational structure; City ordinances and policies relating to PCBs or PCB-
5 containing products; the City's communications and outreach to advise of
6 contaminants; communications and cooperation with other dischargers to
7 understand, study, investigate, and address PCBs in the Spokane River; efforts
8 to understand how people use the Spokane River, including involvement in
9 Robinson Research's public opinion surveys relating to the Spokane River; the
10 City's communications with other governmental entities, associations, or
11 groups regarding PCBs or Spokane River water quality; the City's activities
12 relating to cleanup sites within Spokane; and the City's issuance of "green"
13 bonds and related expenses and payments. Ms. Feist may also testify as
14 necessary to rebut statements or accusations made by Defendants, Defendants'
15 witnesses, or Defendants' lawyers at trial.

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21 **V. Jeff Donovan**

22 Mr. Donovan is a Chemist in the City of Spokane's Wastewater Management
23 Department. Mr. Donovan lives in the Spokane, Washington area. Mr.
24 Donovan will not be called as an expert. Mr. Donovan has no known time
25 conflicts during the first two weeks of April 2020.
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1 Mr. Donovan may testify regarding the following subjects: the City's
2 compliance with NPDES permitting requirements; the City's submissions
3 relating to its NPDES permit, including PCB Variances and Toxic Management
4 Plans; the City's testing and chemical analysis of PCBs in stormwater,
5 wastewater, combined sewer, and products, including the costs relating to such
6 testing and analysis; the City's involvement in the Spokane River Regional
7 Toxics Task Force; the City's PCB source control actions, including the
8 monitoring of PCBs in the conveyance system; the City's analysis and
9 understanding of the sources of PCBs in the Spokane River; and the City's
10 investigation and analysis of PCBs in products. Mr. Donovan may also testify
11 as necessary to rebut statements or accusations made by Defendants,
12 Defendants' witnesses, or Defendants' lawyers at trial.

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17 **VI. Scott Windsor**

18 Mr. Windsor is an Environmental Analyst in the City of Spokane's Solid
19 Waste Disposal Department. Mr. Windsor lives in the Spokane, Washington
20 area. Mr. Windsor will not be called as an expert. Mr. Windsor has no known
21 time conflicts during the first two weeks of April 2020.

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23 Mr. Windsor may testify regarding the City's practices regarding solid waste
24 and the City's knowledge regarding landfills in Spokane. Mr. Windsor may also
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1 testify as necessary to rebut statements or accusations made by Defendants,
2 Defendants' witnesses, or Defendants' lawyers at trial.

3 **VII. William Peacock**

4 Mr. Peacock is a Principal Engineer for the City of Spokane Wastewater
5 Management Department. Mr. Peacock lives in the Spokane, Washington area.
6 Mr. Peacock may be called as a fact witness and as a non-retained expert. Mr.
7 Peacock is unavailable April 6 - 8, and 13 - 17, but is otherwise generally
8 available in April 2020.
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11 Mr. Peacock may testify regarding the following subjects: operations,
12 inspections, design, and maintenance of the City of Spokane's stormwater,
13 wastewater, and combined sewer conveyance systems, including the design and
14 implementation of stormwater projects that reduce the discharge of PCBs to the
15 Spokane River; planning and asset management relating to the City's
16 conveyance systems; the events leading to the City's decision to focus on
17 reducing the discharge of PCBs into the Spokane River; and the events leading
18 to the issuance of a NPDES permit with a narrative requirement rather than a
19 quantitative limit for the discharge of PCBs. Mr. Peacock may also testify as
20 necessary to rebut statements or accusations made by Defendants, Defendants'
21 witnesses, or Defendants' lawyers at trial.
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1 **VIII. James (Trey) George, III**

2 Mr. George is the Environmental Analyst Stormwater Permit Coordinator in
3 the City of Spokane's Wastewater Management Department. Mr. George lives
4 in the Spokane, Washington area. Mr. George will not be called as an expert.
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6 Mr. George has no known time conflicts during the first two weeks of April
7 2020.

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9 Mr. George may testify regarding the requirements and provisions of NPDES
10 permits applicable to City's stormwater and the City's efforts to comply with
11 such requirements and provisions. Mr. George may also testify as necessary to
12 rebut statements or accusations made by Defendants, Defendants' witnesses, or
13 Defendants' lawyers at trial.
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15 **IX. Raylene Gennett**

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17 Ms. Gennett is the Superintendent of Wastewater Maintenance and Collection
18 in the City of Spokane's Wastewater Management Department. Ms. Gennett
19 lives in the Spokane, Washington area. Ms. Gennett will not be called as an
20 expert. Ms. Gennett has no known time conflicts during the first two weeks of
21 April 2020.

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23 Ms. Gennett may testify regarding the following subjects: the City's actions to
24 comply with the Riverkeeper Consent Decree relating to PCBs; the City's
25 efforts to monitor and control sources of PCBs and to prevent PCBs from
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entering the City's conveyance systems, and ultimately the Spokane River; the City's activities relating to monitoring and cleanup of PCB-contaminated sites; and the maintenance and repair of the City's conveyance systems. Ms. Gennett may also testify as necessary to rebut statements or accusations made by Defendants, Defendants' witnesses, or Defendants' lawyers at trial.

X. Michelle Hughes

Ms. Hughes is the Accounting Director in the City of Spokane's Finance Department. Ms. Hughes lives in the Spokane, Washington area. Ms. Hughes will not be called as an expert. Ms. Hughes has no known time conflicts during the first two weeks of April 2020.

Ms. Hughes may testify regarding the City's costs incurred because of the presences of PCBs in the Spokane River or City' conveyance systems. Ms. Hughes may also discuss the funding mechanisms used to pay for such costs. Ms. Hughes may also testify as necessary to rebut statements or accusations made by Defendants, Defendants' witnesses, or Defendants' lawyers at trial.

XI. Doug Greenlund

Mr. Greenlund works in the City of Spokane's Water & Hydroelectric Department, he formerly worked in Environmental Programs Department. Mr. Greenlund lives in the Spokane, Washington area. Mr. Greenlund will not be

1 called as an expert. Mr. Greenlund has no known time conflicts during the first
2 weeks of April 2020.

3 Mr. Greenlund may testify regarding the City of Spokane Environmentally
4 Preferable Purchasing Policy and the City's efforts to use products that are PCB
5 free. Mr. Greenlund may also testify as necessary to rebut statements or
6 accusations made by Defendants, Defendants' witnesses, or Defendants'
7 lawyers at trial.
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10 **XII. Lynn Schmidt**

11 Ms. Schmidt is the City of Spokane's former Stormwater Coordinator. Ms.
12 Schmidt lives in the Spokane, Washington area. Ms. Schmidt will not be called
13 as an expert. Ms. Schmidt is unavailable April 6, 14, 15, and 16, but is otherwise
14 generally available in April 2020.
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17 Ms. Schmidt's testimony will relate to her tenure at the City of Spokane. Ms.
18 Schmidt may testify regarding the following subjects: the City's efforts to
19 reduce the discharge of PCBs into the Spokane River; the City's efforts to
20 comply with the Riverkeeper Consent Decree; the NPDES permit requirements
21 applicable to the City and the City's efforts to comply with such permits; the
22 City's involvement in the Spokane River Regional Toxics Task Force; and the
23 City's investigation and analysis of PCBs in products. Ms. Schmidt may also
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1 testify as necessary to rebut statements or accusations made by Defendants,
2 Defendants' witnesses, or Defendants' lawyers at trial.

3 **XIII. Dale Arnold**

4 Mr. Arnold is the former Director of the Wastewater Management Department
5 for the City of Spokane and former Superintendent of the City's Riverfront Park
6 Water Reclamation Facility. Mr. Arnold lives in the Spokane, Washington, area.
7 Mr. Arnold will not be called as an expert. Mr. Arnold has no known time
8 conflicts during the month of April 2020.
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10 Mr. Arnold's testimony will relate to his tenure at the City of Spokane. Mr.
11 Arnold may testify regarding the following subjects: the City's decisions and
12 efforts to reduce the discharge of PCBs into the Spokane River; the City's
13 developing understanding of the problem posed by PCBs in its conveyance
14 systems and in the Spokane River during the 2000s and early 2010s; the City's
15 efforts to comply with the Riverkeeper Consent Decree; the NPDES permit
16 requirements applicable to the City and the City's efforts to comply with such
17 permits, specifically as it relates to wastewater and combined sewer; the City's
18 involvement in the Spokane River Regional Toxics Task Force; the City's
19 investigations and monitoring of cleanup sites that contained, or were thought
20 to potentially have contained, PCBs; and the City's investigation and analysis
21 of PCBs in products. Mr. Arnold may also testify as necessary to rebut
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1 statements or accusations made by Defendants, Defendants' witnesses, or
2 Defendants' lawyers at trial.

3 **XIV. Michael LaScuola**

4 Mr. LaScuola is a Technical Advisor of the Environmental Resources Program
5 at the Spokane Regional Health District. Mr. LaScuola lives in the Spokane,
6 Washington, area. Mr. LaScuola will be called as a fact witness and non-
7 retained expert.
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10 The City of Spokane anticipates Mr. LaScuola to testify regarding the following
11 matters: his experience working for the Spokane Regional Health District on
12 matters involving PCBs and the Spokane River; his experience working for the
13 Spokane Regional Health District on matters involving contaminants in fish,
14 including but not limited to analysis, outreach, and communication regarding
15 fish consumption advisories; his knowledge based on experience at the Spokane
16 Regional Health District of Spokane River fishing, including where people fish
17 and what people catch; his knowledge based on experience at the Spokane
18 Regional Health District of the consumption of fish from the Spokane River,
19 including whether certain ethnic groups catch and consume fish from the
20 Spokane River; and his involvement with the Spokane River Regional Toxics
21 Task Force. Mr. LaScuola may also testify as necessary to rebut statements or
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accusations made by Defendants, Defendants' witnesses, or Defendants' lawyers at trial.

Defendants have noticed a deposition of Mr. LaScuola for January 28, 2020. Plaintiff reserves the right to supplement its summary of opinions after that time, should the deposition take place.

Retained Experts

XV. David Rosner, Ph.D, MPH

Dr. Rosner is a professor at Columbia University and lives in New York, New York. He is a retained expert witness for the City of Spokane. Dr. Rosner may testify to the matters set forth in his report, submitted on October 11, 2019, and to matters discussed during his deposition in this case. Due to teaching obligations, Dr. Rosner will have difficulty testifying on Wednesdays and Thursdays, but he is generally available on Mondays, Tuesdays, and Fridays in April 2020.

XVI. Richard DeGrandchamp, Ph.D.

Dr. DeGrandchamp is a member of the Graduate Faculty at the University of Colorado and lives in Evergreen, Colorado. He is a retained expert witness for the City of Spokane. Dr. DeGrandchamp may testify to the matters set forth in Books 1-3 of his report submitted on October 11, 2019, to matters set forth in his rebuttal report submitted on December 17, 2019, and to matters discussed

1 during his deposition in this case. Dr. DeGrandchamp is generally available in
2 April 2020.

3 **XVII. Jack Matson, Ph.D.**

4 Dr. Matson is an Emeritus Professor of Environmental Engineering at the
5 Pennsylvania State University and the founder of Matson & Associates, Inc. Dr.
6 Matson lives in State College, Pennsylvania. He is a retained expert witness for
7 the City of Spokane. Dr. Matson may testify to the matters set forth in his report
8 submitted on October 11, 2019. Dr. Matson is unavailable April 16-19, 2020,
9 but otherwise generally available in April 2020.

10 **XVIII. J. Keith Nelson, Ph.D.**

11 Dr. Nelson is an Emeritus Professor of Electric Power Engineering at the
12 Rensselaer Polytechnic Institute in Troy, NY. Dr. Nelson lives in Schenectady,
13 New York. He is a retained expert witness for the City of Spokane. Dr. Nelson
14 may testify to the matters set forth in his report submitted on October 11, 2019.
15 Dr. Nelson is generally available in April 2020.

16 **XIX. James R. Olson, Ph.D.**

17 Dr. Olson is a professor at SUNY-Buffalo and lives in Buffalo, New York. He
18 is a retained expert witness for the City of Spokane. Dr. Olson may testify to the
19 matters set forth in his report submitted on October 11, 2019, his rebuttal report
20 submitted on December 17, 2019, and to matters discussed during his deposition
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1 in this case. Dr. Olson is unavailable April 6, 17, 20, and 21, but is otherwise
2 generally available in April 2020.

3 **XX. Lisa Rodenburg, Ph.D.**

4 Dr. Rodenburg is a Professor of Environmental Science at Rutgers, the State
5 University of New Jersey and lives in New Jersey. She is a retained expert
6 witness for the City of Spokane. Dr. Rodenburg may testify to the matters set
7 forth in her report submitted on October 11, 2019, errata and supplement
8 submitted on December 17, 2019, rebuttal report submitted on December 17,
9 2019, errata submitted on January 9, 2020, and to matters discussed during her
10 deposition in this case. Dr. Rodenburg is unavailable April 6 and 24, but is
11 otherwise generally available in April 2020.
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15 **XXI. Michael Trapp, Ph.D.**

16 Dr. Trapp holds a Ph.D. in marine and atmospheric chemistry and is the
17 Department Manager of Surface Water and Sediment Quality at Michael Baker
18 International. Dr. Trapp lives in Carlsbad, California. He is a retained expert
19 witness for the City of Spokane. Dr. Trapp may testify to the matters set forth
20 in his report submitted on October 11, 2019, rebuttal report submitted on
21 December 17, 2019, and to matters discussed during his deposition in this case.
22 Dr. Trapp is unavailable April 13-17, but is otherwise generally available in
23 April 2020.
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1 **XXII. Joel E. Bowdan, III**

2 Mr. Bowdan is a Technical Manager of Water and Wastewater at Michael Baker
3 International. Mr. Bowdan lives in San Diego, California and is a retained expert
4 witness for the City of Spokane. Mr. Bowdan may testify to the matters set
5 forth in his report submitted on October 11, 2019, rebuttal report submitted on
6 December 17, 2019, and to matters discussed during his deposition in this case.
7 Mr. Bowdan is unavailable on Mondays, but otherwise generally available in
8 April 2020.

9 **XXIII. David O. Carpenter, M.D.**

10 Dr. Carpenter is a public health physician and Dean of the School of Public
11 Health of the University at Albany. Dr. Carpenter lives in Albany, New York
12 and is a retained expert witness for the City of Spokane. Dr. Carpenter may
13 testify to the matters set forth in his report submitted on October 11, 2019 and
14 to matters discussed during his deposition in this case. Dr. Carpenter is available
15 April 9, 10, 16, 17, 23, 24, and 30, 2020.

16 **XXIV. Daniel Schlenk, Ph.D.**

17 Dr. Schlenk is Professor of Aquatic Ecotoxicology and Environmental
18 Toxicology at the University of California Riverside. Dr. Schlenk lives in
19 Southern California and is a retained expert witness for the City of Spokane. Dr.
20 Schlenk may testify to the matters set forth in his report submitted on October

1 11, 2019, rebuttal report submitted on December 17, 2019, and to matters
2 discussed during his deposition in this case. Dr. Schlenk is tentatively
3 unavailable April 13-24, 2020.
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5 **XXV. Frank Gobas, Ph.D.**

6 Dr. Gobas is the Chair in the School of Resource and Environmental
7 Management, Faculty of the Environment at Simon Fraser University. Dr.
8 Gobas lives in North Vancouver, British Columbia, Canada, and is a retained
9 expert witness for the City of Spokane. Dr. Gobas may testify to the matters set
10 forth in his report submitted on October 11, 2019, rebuttal report submitted on
11 December 17, 2019, and to matters discussed during his deposition in this case.
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13 Dr. Gobas is unavailable April 19-22, 2020.
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15 **XXVI. David Dilks, Ph.D.**

16 Dr. Dilks holds a Ph.D. in Environmental Health Sciences and is a Vice
17 President at LimnoTech. Dr. Dilks lives in Ann Arbor, Michigan and is a
18 retained expert witness for the City of Spokane. Dr. Dilks may testify to the
19 matters set forth in his report submitted on October 11, 2019 and to matters
20 discussed during his deposition in this case. Dr. Dilks is generally available
21 April 2020.
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1 **XXVII. Kevin Coghlan, M.S., C.I.H.**

2 Mr. Coghlan is the Chief Operating Officer and Principal Scientist at
3 Environmental Health & Engineering, Inc. Mr. Coghlan lives near Boston,
4 Massachusetts and is a retained expert witness for the City of Spokane. Mr.
5 Coghlan may testify to the matters set forth in his report submitted on October
6 11, 2019, rebuttal report submitted on December 17, 2019, and to matters
7 discussed during his deposition in this case. Mr. Coghlan is unavailable April
8 21-24, 2020.
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11 **XXVIII. Robert Kaley, Ph.D.**

12 Dr. Kaley is a former Monsanto employee, is retained as a consultant by
13 Defendants' counsel at a rate of \$20,000 a month, and was designated as
14 Defendants' sole corporate representative in this case. Dr. Kaley is expected to
15 testify as to the following:
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- 17 - Defendants' knowledge of the effects of PCBs on human health and the
18 environment, including toxicity and other health effects, biodegradation,
19 bioaccumulation, biomagnification, ecological persistence and volatilization,
20 and the knowledge of the extent to which PCBs were causing environmental
21 contamination, including in rivers, streams, waterways, fish, the human food
22 supply and human bodies;
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- Defendants' knowledge of the ability of PCBs to emanate out of products in which they were used or incorporated during all of the various phases of the products' life cycle, including the knowledge of the methods by which their customers and users of PCBs were disposing of PCBs, waste streams or materials contaminated with PCBs and/or products containing PCBs, and the propensity of such disposal methods to cause environmental contamination;
- Defendants' knowledge of their customers, distributors and ultimate users of PCBs and products containing PCBs causing environmental contamination due to improper disposal, leaks, spills, dumping and storing PCBs in improperly designed equipment, as well as releases and/or discharges of PCBs at facilities owned or maintained by Defendants;
- Defendants manufacture of DDT and the resultant knowledge of its fate and transport in the environment and the propensity to cause environmental contamination;
- Defendants' production, promotion, marketing and sale of PCBs and PCTs, knowledge of alternatives to PCBs in various products, profits generated by Defendants' production and sale of PCBs and the importance of the business to Defendants;

- Defendants' decision-making process, motivations, and actions with respect to its decision(s) to restrict sales of and ultimately stop manufacturing PCBs and PCTs;
 - Defendants' failure to provide sufficient warnings and information to its customers, users, and the public about PCBs, its potential risk to the environment and human health, and how to maintain and dispose of PCB and PCB containing products;
 - Defendants' representations and statements to the public, government and regulators about PCBs, including positions taken by Defendants and communications with regulators and the government with respect to potential PCB-related regulations, actions taken by Defendants to protect their PCB market including building of the incinerator, efforts to convince the government that PCBs were necessary and safe, and creation of a product which was falsely represented as being less environmentally harmful;
 - Defendants' product stewardship policies and statements, and Defendants' actions in regards to PCBs in comparison thereto; and
- Communications between Defendants and IBT, PCB-related toxicology studies done for Defendants by IBT, Defendants' knowledge of allegations of fraud committed by IBT with respect to toxicology studies in general, and

Defendants' knowledge of fraud committed by IBT with respect to the PCB studies in particular.

XXIX. Phillip Smith.

Mr. Smith is a former employee of Industrial Biotest Laboratories, Inc. (IBT) and is expected to testify about the following:

- His work at IBT from 1971-1977;
- His knowledge of work done by IBT for Monsanto conducting toxicology studies on Aroclors;
- The conditions of the facilities and animals at the lab at IBT in which the studies were done;
- Falsification and/or fabrication of data by IBT employees made in conjunction with the Aroclor IBT studies;
- Monsanto's employee's knowledge of same; and
- Monsanto's employees' relationship and interaction with IBT employees.

Dated: January 10, 2020

By: /s/ Elizabeth L. Schoedel
OFFICE OF THE CITY ATTORNEY
Elizabeth L. Schoedel WSBA #20240
Salvatore J. Faggiano WSBA #15696
Assistant City Attorneys

BARON & BUDD, P.C.
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Alicia Butler, (*admitted Pro Hac Vice*)

GOMEZ TRIAL ATTORNEYS
John H. Gomez (admitted Pro Hac Vice)
(CA Bar No. 171485)
655 West Broadway, Suite 1700
San Diego, CA 92101
Telephone: (619) 237-3490

Attorneys for Plaintiff City of Spokane

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on January 10, 2020, I caused to be served the following:
3 **PLAINTIFF CITY OF SPOKANE WITNESS LIST** to be electronically filed with
4 the clerk of the Court using the CM/ECF system which will send notification of such
5 filing to the following:

6	Brent J. Gilhousen	brent.gilhousen@earthlink.net
7	Robert M. Howard	robert.howard@lw.com
8	Kelly E. Richardson	kelly.richardson@lw.com
9	Adam E. Miller	miller@capessokol.com
10	Anthony N. Upshaw	aupshaw@mwe.com
11	James A. Pardo	jpardo@mwe.com
12	Lisa A. Gerson	lgerson@mwe.com
13	James A. Tupper	tupper@tmw-law.com
14	Lynne M. Cohee	cohee@tmw-law.com
15	Susan L. Werstak	werstak@capessokol.com
16	Michael W. Cromwell	cromwell@capessokol.com
17	David S. Haase	Monsanto-Litigation@shb.com
18	Richard L. Campbell	Monsanto-Litigation@shb.com
19	Thomas M. Goutman	Monsanto-Litigation@shb.com
20	Geana M. Van Dessel	SpokaneLitigationFilings@KutakRock.com
21	Melissa Nott Davis	Monsanto-Litigation@shb.com
22	Stephen I. Hansen	Monsanto-Litigation@shb.com
23	Rosemary R. Schnall	Monsanto-Litigation@shb.com
24	Lisa N. DeBord	debord@capesokol.com

25
26
27
28 By: /s/ Rosemarie Hulvey
Rosemarie Hulvey, Attorney Assistant
Office of the City Attorney
808 West Spokane Falls Blvd.
5th Floor, Municipal Building
Spokane, WA 99201
Phone (509) 625-6225
Fax (509) 625-6277